



PATENT
5838-00300

3732

#18/86
5-27-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/864,510
Filed: May 24, 2001
Inventor(s):
Murphy et al.

Title: VENTRICULAR
RESTORATION
SHAPING APPARATUS
AND METHOD OF USE

§ Examiner: R. Lewis
§ Group/Art Unit: 3732
§ Old Atty. Dkt. No.: 28122.89
§ New Atty. Dkt. No.: 5838-00300
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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8 DATE OF DEPOSIT: 5-14-03 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to: Commissioner for Patents Alexandria, VA 22313-1450 Jackie L. Pugh
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RESPONSE TO OFFICE ACTION MAILED MAY 7, 2003

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Remarks

Applicant hereby provisionally elects with traverse Species I, drawn to a balloon shaper and method of use as depicted in Figures 2a – 2f. Applicant submits that claims 1-12, 29-70, 74-95, 99-140, 146-154, 157-165, and 168-194 are readable on the elected species. Applicant reserves the right for consideration of claims to additional species written in dependent form upon allowance of a generic claim. Applicant reserves the right to file one or more divisional applications capturing the subject matter of the non-elected inventions.

Applicant believes that no fees are due in association with the filing of this document. If any extension of time is required, Applicant hereby requests the appropriate extension of time. If any fees are required, please charge those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5838-00300/EBM.



inventors: Murphy et al.
Appl. Ser. No.: 09/864,510
Atty. Dkt. No.: 5838-00300

Respectfully submitted,

Neal E. Persky
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